



Atty. Dkt. No. 053466-0296

IEN  
PCL

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Tadamitsu KISHIMOTO, *et al.*

Title: CHRONIC RHEUMATOID ARTHRITIS THERAPY CONTAINING IL-6 ANTAGONIST AS EFFECTIVE COMPONENT

Appl. No.: 09/756,125

Appl. Filing Date: 1/9/2001

Examiner: G. Ewoldt

Art Unit: 1644

Confirmation No.: 6506

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application, and follows the Advisory Action of April 11, 2007. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. **Submission required under 37 C.F.R. §1.114:** (check items that apply)

05/10/2007 DEMMANU1 00000111 09756125

a. Previously submitted:

|            |        |    |
|------------|--------|----|
| 01 FC:1801 | 790.00 | OP |
| 02 FC:1251 | 120.00 | OP |

[ X ] Please enter and consider the amendment and/or reply previously filed on  
February 23, 2007.

Please consider the Affidavit(s)/Declaration(s) previously filed on \_\_ but not considered.

Please consider the arguments in the Appeal Brief or Reply previously filed on \_\_\_\_.

Other \_\_.

b. Enclosed are:

Amendment/Reply.

Affidavit(s)/Declaration(s).

Information Disclosure Statement.

Form PTO/SB/08 with copies of \_\_ listed reference(s).

Other .

Miscellaneous:

Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_ months.

The filing fee is calculated below:

|  | Claims as Amended | Previously Paid For | Extra Claims Present | Rate       | Fee Totals |
|--|-------------------|---------------------|----------------------|------------|------------|
| RCE Fee 1.17(e):                                     |                   |                     |                      | \$790.00   | = \$790.00 |
| Total Claims:  | 7                 | - 20                | = 0                  | x \$50.00  | = \$0.00   |
| Independents   | 2                 | - 3                 | = 0                  | x \$200.00 | = \$0.00   |
| First presentation of any Multiple Dependent Claims: |                   |                     | + \$360.00           | =          | \$0.00     |
| CLAIMS FEE TOTAL:                                    |                   |                     |                      |            | = \$790.00 |

[ X ] Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

|   |                                 |          |
|---|---------------------------------|----------|
| [ X ] Extension for response filed within the first month:    | \$120.00                        | \$120.00 |
| [ ] Extension for response filed within the second month:     | \$450.00                        | \$0.00   |
| [ ] Extension for response filed within the third month:      | \$1,020.00                      | \$0.00   |
| [ ] Extension for response filed within the fourth month:     | \$1,590.00                      | \$0.00   |
| [ ] Extension for response filed within the fifth month:      | \$2,160.00                      | \$0.00   |
|   | EXTENSION FEE SUBTOTAL:         | \$120.00 |
|   | EXTENSION FEE ALREADY PAID:     | \$0.00   |
|   | EXTENSION FEE TOTAL             | \$120.00 |
|   | CLAIMS AND EXTENSION FEE TOTAL: | \$910.00 |
| [ ] Small Entity Fees Apply (subtract ½ of above):            |                                 | \$0.00   |
| [ ] Suspension of action requested under 37 C.F.R. § 1.103(c) |                                 | \$0.00   |
|   | TOTAL FEE:                      | \$910.00 |

A credit card payment form in the amount of \$910.00 to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date May 9, 2007  
 FOLEY & LARDNER LLP  
 Customer Number: 22428  
 Telephone: (202) 672-5569  
 Facsimile: (202) 672-5399

By   
 Stephen B. Maebius  
 Attorney for Applicants  
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